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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 818 OF 2005
IN
INCOME TAX APPEAL (L) NO. 396 OF 2005

The Commissioner of Income Tax
City Mumbai. .... Appellant

Versus

M/s. Oman International Bank S.A.O.G.
Mumbai. .... Respondent

Mr. B.M. Chatterjee with Mrs. P.P. Bhosale i/by Pankaj Kapoor for the Appellant.

Mr. Sanjiv Punakkar with Mr. Rajiv K. Pandey for Respondents.

CORAM: F.I. REBELLO &
J.P.DEVADHAR, JJ.
DATED: AUGUST 27, 2007

P.C.:

. The respondent have put in appearance but have not filed reply to the affidavit in support of the motion. The learned counsel however, orally opposes the condonation of delay.

. On the similar issue in respect of the same respondents, we have condoned the delay as the delay was less than 200 days. Considering the above,in our opinion the cause shown would amount to sufficient cause. Hence, delay condoned. Motion made absolute in terms of Prayer Clause (a). Office to register the appeal.

(J.P.DEVADHAR, J.) **(F.I.REBELLO, J.)**